



Federal Election Commission
Washington, DC 20463

VIA CERTIFIED MAIL, RETURN RECEIPT REQUESTED

June 26, 2007

Randolph H. Bates
P.O. Box 2442
Beaufort, SC 29901

Re: ADR 395 (MUR 5893)

Dear Mr. Bates:

On December 21, 2006, the Federal Election Commission ("FEC" or "Commission") received your complaint alleging certain violations of the Federal Election Campaign Act of 1971, as amended.

After considering the circumstances of this matter, the Commission has determined to exercise its prosecutorial discretion and issue an admonishment take no action against the Respondents, Democratic Club of Beaufort County, South of the Broad Club and David Henson, Treasurer. In its memorandum to the Commission, dated June 13, 2007, this office stated:

Summary: Complainant alleges that the Beaufort County, South Carolina Democratic Party, South of the Broad Club (the "Club") engaged in federal election activity by placing advertisements advocating the election of a federal candidate and failed to timely file disclosure reports with the Commission in violation of 2 U.S.C. § 434. In addition, complainant alleges that these advertisements, which appeared in local newspapers, failed to include a proper disclaimer in violation of 2 U.S.C. § 441d.

Accordingly, the Commission closed its file in this matter on June 20, 2007.

The FEC is obligated by federal regulations to make a finding to terminate its proceedings public, as well as the basis therefore. 11 C.F.R. § 111.20(b). In addition, the Commission will also place on the record copies of the complaint, correspondence exchanged between Respondents and the Commission, and reports prepared for the Commission by this office to assist in its consideration of this matter. Accordingly, copies of documents relative to this matter will be forwarded shortly to the FEC's Public Information Office.

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The Act allows a complainant to seek judicial review of the Commission's dismissal of this action. See 2 U.S.C. § 437g(a)(8).

Sincerely,


Deborah Ruth Kant, Director
Alternative Dispute Resolution Office

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